United Nations A/C.6/57/INF/1

General Assembly

Distr.: General
22 October 2002

Original: English

Fifty-seventh session
Sixth Committee

Letter dated 26 July 2002 from the President of the United Nations Administrative Tribunal to the Chairman of the Sixth Committee

We the members of the United Nations Administrative Tribunal believe it is appropriate that we should inform you as to our reaction to General Assembly resolution 56/272 of 27 March 2002, whereby our honoraria were reduced to the sum of US$ 1.00 per annum.

We do not wish to be legalistic concerning what has occurred, but it should be evident that there is a fundamental unfairness in the General Assembly unilaterally denying to us the benefits to which we are entitled and which we reasonably expected to receive when appointed to the Administrative Tribunal.

Prior to the passing of the said resolution, the members of the Tribunal had received by way of remuneration a very modest honorarium which has now been reduced to this nominal amount. The matter came before the General Assembly by way of a note by the Secretariat on the comprehensive study of the question of honorariums payable to members of organs and subsidiary organs of the United Nations recommending sanction for a relatively modest increase in the honoraria by 25 per cent (see A/56/311). The honoraria had been fixed in 1981, pursuant to General Assembly resolution 35/218 of 17 December 1980, with effect from 1 January 1981, and had remained at that level ever since.

While of course we appreciate that economies must be made within the United Nations when circumstances so require, and of course accept that financial management of the Organization is to be determined by the General Assembly, we are very disappointed that in this instance the target selected to suffer the cuts was so narrowly focused rather than spread across a much wider front. Furthermore we consider that the selection of persons who can by and large be seen as rendering their services and giving of their time and expertise on a largely voluntary basis is difficult to justify. The other bodies targeted for those cuts are the International Law Commission, the International Narcotics Control Board, the Human Rights Committee, the Committee on the Discrimination against Women and Committee on the Rights of the Child, whose members likewise render their services in return for daily subsistence allowance together with honoraria in equally modest amounts. However, it should be pointed out in this regard that the United Nations Administrative Tribunal is the only Tribunal within the United Nations system

02-65663 (E) 241002

which relies solely on honoraria to remunerate its members, unlike the International Labour Organization Tribunal and the World Bank Tribunal, whose members are adequately remunerated for doing similar work. We would further point out that the persons targeted can be seen as most vulnerable as they do not enjoy many of the protections or safeguards enjoyed by staff members and their positions are such as make it inappropriate to protest or seek recourse in ways open to other persons.

We accordingly urge the General Assembly to rescind the resolution referred to above and to at least restore to us our entitlements retrospectively. Seeing that it was so long ago that the amounts were fixed, we would urge that the Secretary-General's proposal for a 25 per cent increase in the amounts should be favourably considered.

(*Signed*) Mayer **Gabay**